

JUL 13. 2009 3:37PM

NO. 6078 P. 2

UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT

FILED

IN CLERK'S OFFICE

U.S. DISTRICT COURT E.D.N.Y.

LAW PRACTICE MANAGEMENT CONSULTANTS, LLC, WKNB  
PRODUCTIONS, LLC., DANIEL P. BUTTAUFUOCO and ASSOCIATES, JUL 29 2009  
PLLC, DANIEL P. BUTTAUFUOCO, LLC and DANIEL P. BUTTAUFUOCO,  
LONG ISLAND OFFICE

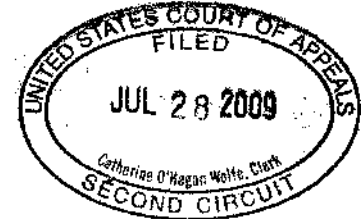
Plaintiffs-Appellants,

Docket No.  
09-1297-cv

-against-

M&A COUNSELORS & FIDUCIARIES LLC and C. WILLIAM  
HOLMAN,

Defendants-Appellees,

**STIPULATION WITHDRAWING APPEAL FROM ACTIVE CONSIDERATION  
WITHOUT PREJUDICE WITH LEAVE TO REACTIVATE**

The undersigned counsel for the parties hereby stipulate that the above-captioned appeal is hereby withdrawn without costs and without attorneys' fees and without prejudices, subject to reactivation of the appeal by appellant's counsel by written notice to the Clerk of the this Court by August 20, 2009.

If not thus timely reactivated, the appeal shall be subject to dismissal.

Withdrawal of the appeal from active consideration shall not operate as a dismissal of the appeal under F.R.A.P. 42(b).

The undersigned further stipulate that a signature on this document by facsimile shall be sufficient as an original.

DATED: WOODBURY, NEW YORK

July 13, 2009

BUTTAUFUOCO & ASSOC.  
BY: ELLEN BUCHHOLZ, ESQ.Attorneys for Plaintiffs-appellants  
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*astp. I*  
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EDELMAN & DICKER, LLP  
By: A. Ernest Tonorezoe, Esq.  
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*So ordered:*FOR THE COURT  
Catherine O'Hagan Wolfe, Clerk of Court  
By  
Vidya Kurella, Staff CounselA TRUE COPY  
Catherine O'Hagan Wolfe, Clerk

TOTAL P. 02

by  
DEPUTY CLERK

JUL 28 2009

CERTIFIED: